

Message Text

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ACTION EUR-25

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FM AMEMBASSY BUCHAREST

TO SECSTATE WASHDC 9528

UNCLAS BUCHAREST 3320

EO 11652: N/A

TAGS: BGEN, RO

SUBJECT: LAWYER TO REPRESENT US FIRM

REF: STATE 162891

1. LAWYER FREQUENTLY CONSULTED BY AMERICANS HERE IS MIRCEA TRIMBITIONI, INTRAREA ION CALIN 6, BUCHAREST, HOME PHONE 12-84-22, OFFICE PHONE 16-48-80 EXT. 909. TRIMBITIONI NORMALLY EMPLOYED FOR NON-COMMERCIAL MATTERS, HOWEVER. FOR ADVICE ON ROMANIAN LAWS AND DECREES AFFECTING CONTRACTS WITH FOREIGN FIRMS, U.S. COMPANY MAY WISH TO CONTACT ALEXANDRU PREDESCU, LEGAL ADVISOR IN ROMANIAN MINISTRY OF FOREIGN TRADE, WHOM WE HAVE FOUND MOST KNOWLEDGEABLE AND HELPFUL. (PREDESCU WAS PRINCIPAL DRAFTER OF ROMANIAN JOINT VENTURE LEGISLATION.) PREDESCU OF COURSE COULD NOT BE RETAINED TO REPRESENT U.S. FIRM.

2. DEPARTMENT MAY WISH TO ADVISE US FIRM THAT IT IS NOT CUSTOMARY FOR WESTERN FIRMS TO RETAIN ROMANIAN LAWYER TO REPRESENT THEM IN COMMERCIAL NEGOTIATIONS. REPRESENTATIVES OF FOREIGN TRADE COMPANIES OR MINISTRIES (PRINCIPALLY MINISTRIES OF FOREIGN TRADE AND FINANCE) CAN BE EXPECTED TO GIVE JUST AS OBJECTIVE A READING OF RELEVANT LAWS. ANY REMAINING DIFFERENCES ARE NEGOTIATED OUT DURING COURSE OF CONTRACT NEGOTIATIONS AND CONTRACT, ONCE SIGNED BY ROMANIAN SIDE, BECOMES CONTROLLING DOCUMENT.
BARNES

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Disposition Event:
Disposition History: n/a
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